IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
APPEAL NO.214 OF 2006
IN
NOTICE OF MOTION NO.2574 OF 2004
IN
SUIT NO.2583 OF 2004

Shri.Govindlal Motilal Panchal .. Appellant

V/s

Bank of India & Ors. .. Respondents

Mrs.Jyoti Chavan for the Appellant.
Mr. O.A. Das for the Respondents.

CORAM : DR.S.RADHAKRISHNAN & S.J.VAZIFDAR, JJ.

DATE : 12TH APRIL, 2006.

P.C.:

1. Heard the learned Counsel for the parties. By this appeal, the Appellant is challenging the order dated 8th December, 2005, whereby the Learned Single Judge had declined to grant any interim relief restraining the Defendant-Bank from enforcing the guarantee given by the Plaintiff. It appears that the Appellant was Bank Officer at the relevant time. We do not find anything erroneous in the said order. The Appeal is devoid of merits hence, stands dismissed. However, it is made clear that in case, Respondents make any appropriation then it will be subject to final decision of the suit.

(DR.S.RADHAKRISHNAN,J.)

(S.J.VAZIFDAR,J.)